

UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
 www.uspto.gov

IFW#

APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/806,786	03/23/2004	Keith A. Novak	TEL0705

000832
 BAKER & DANIELS
 111 E. WAYNE STREET
 SUITE 800
 FORT WAYNE, IN 46802

CONFIRMATION NO. 2375
 FORMALITIES LETTER
 OC000000012896592
 OC000000012896592

Date Mailed: 06/08/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$130** for a Large Entity

- **\$130** Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts
 Commissioner for Patents
 P.O. Box 1450
 Alexandria VA 22313-1450

08/30/2004 MAHMED1 00000038 10806786

01 FC:1051

130.00 OP

*A copy of this notice **MUST** be returned with the reply.*

EW

Customer Service Center

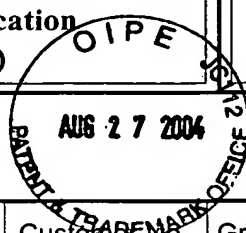
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

**Response To Notice To File Missing Parts Of Application
Filing Date Granted (PTO-1533)(Large Entity)**

Docket No.
220-319 // TEL0705

In Re Application Of: **Keith A. Novak**



Application No. 10/806,786	Filing Date 03/23/2004	Examiner	Customer No. 000832	Group Art Unit	Confirmation No. 2375
-------------------------------	---------------------------	----------	------------------------	----------------	--------------------------

Invention: **INTERNAL COMBUSTION ENGINE WITH TRANSLATABLE CAMSHAFT**

Mail Stop Missing Parts

COMMISSIONER FOR PATENTS:

This is a response to the Notice to File Missing Parts of Application - Filing Date Granted (PTO-1533) mailed on
June 8, 2004
Date

Enclosed herewith for filing are the following:

- ☒ A copy of the Notice to File Missing Parts of Application - Filing Date Granted (PTO-1533). **(REQUIRED)**
- ☒ An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date.
- ☐ A properly signed oath or declaration in compliance with 37 CFR 1.63.
- ☐ An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date.
- ☐ A verified English translation of the non-English language application papers as originally filed. It is requested that this translation be used as the copy for examination purposes in the United States Patent and Trademark Office.
- ☒ Other (list):

FY 2004 Fee Transmittal

**Response To Notice To File Missing Parts Of Application
Filing Date Granted (PTO-1533) (Large Entity)**

Docket No.
220-319 // TEL0705

In Re Application Of: Keith A. Novak

Application No. 10/806,786	Filing Date 03/23/2004	Examiner	Customer No. 000832	Group Art Unit	Confirmation No. 2375
-------------------------------	---------------------------	----------	------------------------	----------------	--------------------------

Invention: INTERNAL COMBUSTION ENGINE WITH TRANSLATABLE CAMSHAFT

TO THE COMMISSIONER FOR PATENTS:

Mail Stop Missing Parts

The fee of \$240.00 is to be paid as follows:

- ☒ A check in the amount of the fee is enclosed.
- ☒ The Director is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account No. 02-0385
- ☒ If an additional extension of time is required, please consider this a petition therefor and charge any additional fees which may be required to Deposit Account No. 02-0385


Signature

Dated: August 24, 2004

Adam F. Cox, Regis. No. 46,644
BAKER & DANIELS
111 East Wayne St., Suite 800
Fort Wayne, IN 46802

TX: (260) 424-8000
FAX: (260) 460-1700

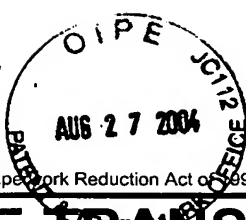
CC:

I certify that this document and fee is being deposited on August 24, 2004 with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.


Signature of Person Mailing Correspondence

Adam F. Cox

Typed or Printed Name of Person Mailing Correspondence



Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

PTO/SB/17 (10-03)
Approved for use through 07/31/2006. OMB 0651-0032
Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

FEE TRANSMITTAL for FY 2004 <small>Effective 10/01/2003. Patent fees are subject to annual revision.</small>		Complete if Known	
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27		Application Number	10/806,786
		Filing Date	March 23, 2004
		First Named Inventor	Keith A. Novak
		Examiner Name	
		Art Unit	
TOTAL AMOUNT OF PAYMENT (\$)		Attorney Docket No.	220-319 / TEL0705

METHOD OF PAYMENT (check all that apply)				FEE CALCULATION (continued)																																													
<input checked="" type="checkbox"/> Check <input type="checkbox"/> Credit card <input type="checkbox"/> Money Order <input type="checkbox"/> Other <input type="checkbox"/> None				3. ADDITIONAL FEES																																													
<input checked="" type="checkbox"/> Deposit Account: Deposit Account Number: 02-0385 Deposit Account Name: BAKER & DANIELS				Large Entity Small Entity																																													
The Director is authorized to: (check all that apply)																																																	
<input checked="" type="checkbox"/> Charge fee(s) indicated below <input checked="" type="checkbox"/> Credit any overpayments																																																	
<input checked="" type="checkbox"/> Charge any additional fee(s) or any underpayment of fee(s)																																																	
<input type="checkbox"/> Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.																																																	
FEE CALCULATION																																																	
1. BASIC FILING FEE																																																	
<table border="1"><thead><tr><th>Fee Code</th><th>Fee (\$)</th><th>Fee Code</th><th>Fee (\$)</th><th>Fee Description</th><th>Fee Paid</th></tr></thead><tbody><tr><td>1001</td><td>770</td><td>2001</td><td>385</td><td>Utility filing fee</td><td></td></tr><tr><td>1002</td><td>340</td><td>2002</td><td>170</td><td>Design filing fee</td><td></td></tr><tr><td>1003</td><td>530</td><td>2003</td><td>265</td><td>Plant filing fee</td><td></td></tr><tr><td>1004</td><td>770</td><td>2004</td><td>385</td><td>Reissue filing fee</td><td></td></tr><tr><td>1005</td><td>160</td><td>2005</td><td>80</td><td>Provisional filing fee</td><td></td></tr><tr><td colspan="5">SUBTOTAL (1)</td><td>(\$)</td></tr></tbody></table>				Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid	1001	770	2001	385	Utility filing fee		1002	340	2002	170	Design filing fee		1003	530	2003	265	Plant filing fee		1004	770	2004	385	Reissue filing fee		1005	160	2005	80	Provisional filing fee		SUBTOTAL (1)					(\$)				
Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid																																												
1001	770	2001	385	Utility filing fee																																													
1002	340	2002	170	Design filing fee																																													
1003	530	2003	265	Plant filing fee																																													
1004	770	2004	385	Reissue filing fee																																													
1005	160	2005	80	Provisional filing fee																																													
SUBTOTAL (1)					(\$)																																												
2. EXTRA CLAIM FEES FOR UTILITY AND																																																	
<table border="1"><thead><tr><th colspan="2">Extra Claims</th><th>Fee from below</th><th>Fee Paid</th></tr></thead><tbody><tr><td>Total Claims</td><td>-20** = 0</td><td>X</td><td>0.00</td></tr><tr><td>Independent Claims</td><td>-3** = 0</td><td>X</td><td>0.00</td></tr><tr><td>Multiple Dependent</td><td></td><td></td><td></td></tr></tbody></table>				Extra Claims		Fee from below	Fee Paid	Total Claims	-20** = 0	X	0.00	Independent Claims	-3** = 0	X	0.00	Multiple Dependent																																	
Extra Claims		Fee from below	Fee Paid																																														
Total Claims	-20** = 0	X	0.00																																														
Independent Claims	-3** = 0	X	0.00																																														
Multiple Dependent																																																	
<table border="1"><thead><tr><th>Large Entity</th><th>Small Entity</th><th>Fee Code</th><th>Fee (\$)</th><th>Fee Description</th><th>Fee Paid</th></tr></thead><tbody><tr><td>1202</td><td>18</td><td>2202</td><td>9</td><td>Claims in excess of 20</td><td></td></tr><tr><td>1201</td><td>86</td><td>2201</td><td>43</td><td>Independent claims in excess of 3</td><td></td></tr><tr><td>1203</td><td>290</td><td>2203</td><td>145</td><td>Multiple dependent claim, if not paid</td><td></td></tr><tr><td>1204</td><td>86</td><td>2204</td><td>43</td><td>** Reissue independent claims over original patent</td><td></td></tr><tr><td>1205</td><td>18</td><td>2205</td><td>9</td><td>** Reissue claims in excess of 20 and over original patent</td><td></td></tr><tr><td colspan="5">SUBTOTAL (2)</td><td>(\$) \$0.00</td></tr></tbody></table>				Large Entity	Small Entity	Fee Code	Fee (\$)	Fee Description	Fee Paid	1202	18	2202	9	Claims in excess of 20		1201	86	2201	43	Independent claims in excess of 3		1203	290	2203	145	Multiple dependent claim, if not paid		1204	86	2204	43	** Reissue independent claims over original patent		1205	18	2205	9	** Reissue claims in excess of 20 and over original patent		SUBTOTAL (2)					(\$) \$0.00				
Large Entity	Small Entity	Fee Code	Fee (\$)	Fee Description	Fee Paid																																												
1202	18	2202	9	Claims in excess of 20																																													
1201	86	2201	43	Independent claims in excess of 3																																													
1203	290	2203	145	Multiple dependent claim, if not paid																																													
1204	86	2204	43	** Reissue independent claims over original patent																																													
1205	18	2205	9	** Reissue claims in excess of 20 and over original patent																																													
SUBTOTAL (2)					(\$) \$0.00																																												
*or number previously paid, if greater; For Reissues, see above																																																	
				Fee Description																																													
				1051 130 2051 65 Surcharge - late filing fee or oath 130.00																																													
				1052 50 2052 25 Surcharge - late provisional filing fee or cover sheet																																													
				1053 130 1053 130 Non - English specification																																													
				1812 2,520 1812 2,520 For filing a request for <i>ex parte</i> reexamination																																													
				1804 920* 1804 920* Requesting publication of SIR prior to Examiner action																																													
				1805 1,840* 1805 1,840* Requesting publication of SIR after Examiner action																																													
				1251 110 2251 55 Extension for reply within first month 110.00																																													
				1252 420 2252 210 Extension for reply within second month																																													
				1253 950 2253 475 Extension for reply within third month																																													
				1254 1,480 2254 740 Extension for reply within fourth month																																													
				1255 2,010 2255 1,005 Extension for reply within fifth month																																													
				1401 330 2401 165 Notice of Appeal																																													
				1402 330 2402 165 Filing a brief in support of an appeal																																													
				1403 290 2403 145 Request for oral hearing																																													
				1451 1,510 1451 1,510 Petition to institute a public use proceeding																																													
				1452 110 2452 55 Petition to revive - unavoidable																																													
				1453 1,330 2453 665 Petition to revive - unintentional																																													
				1501 1,330 2501 665 Utility issue fee (or reissue)																																													
				1502 480 2502 240 Design issue fee																																													
				1503 640 2503 320 Plant issue fee																																													
				1460 130 1460 130 Petitions to the Commissioner																																													
				1807 50 1807 50 Processing fee under 37 CFR § 1.17(q)																																													
				1806 180 1806 180 Submission of Information Disclosure Statement																																													
				8021 40 8021 40 Recording each patent assignment per property (times number of properties)																																													
				1809 770 2809 385 Filing a submission after final rejection (37 CFR § 1.129(a))																																													
				1810 770 2810 385 For each additional invention to be examined (37 CFR § 1.129(b))																																													
				1801 770 2801 385 Request for Continued Examination (RCE)																																													
				1802 900 1802 900 Request for expedited examination of a design application																																													
				Other fee (specify)																																													
				SUBTOTAL (3) (\$)																																													
				\$240.00																																													

SUBMITTED BY		Complete (if applicable)	
Name (Print/Type)	Adam F. Cox	Registration No. (Attorney/Agent)	46,644
Signature		Telephone	260-424-8000
		Date	August 24, 2004

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.